

# PATENT APPLICATION Attorney's Do. No. 2705-311

#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of:

David R. Oran and Daniel G. Wing

Serial No.

10/723,118

Examiner:

Not Yet Assigned

Filed:

November 26, 2003

Group Art Unit:

2151

For:

METHOD AND APPARATUS FOR ANALYZING A MEDIA PATH IN A

PACKET SWITCHED NETWORK

MAIL STOP PETITIONS Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

## PETITION TO WITHDRAW THE HOLDING OF ABANDONMENT UNDER 37 CFR 1.181(a)

Enclosed for filing in the above-referenced application are the following:

- 1. Copy of Notice of Abandonment under 37 CFR 1.53 (f) or (g).
- 2. Originally filed reply including a certificate of mailing indicating reply was timely filed.
- 3. Any deficiency or overpayment should be charged or credited to deposit account number 13-1703. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

MARGER JOHNSON & McCOLLOM, PC

Stephen S. Ford Reg. No. 35,139

MARGER JOHNSON & McCOLLOM, PC 1030 SW Morrison Street Portland, OR 97205 503-222-3613 I hereby certify that this correspondence is being deposited on March 3, 2005 with the United States Postal Service as First Class mail in an envelope addressed to Mail Stop Petitions, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Jessica Steinberg

Jess Heinby



UNITED STATES DEPARTMENT OF COMMERCE United States Patent and Trademark Office Address: COMMISSIONER FOR PATENTS P.O. Box 1450 Alexandria, Virginia 22313-1450 www.uppio.gov

APPLICATION NUMBER

FILING OR 371(C) DATE

FIRST NAMED APPLICANT

ATTY. DOCKET NO./TITLE

10/723,118

11/26/2003

David R. Oran

2705-311

MARGER JOHNSON & McCOLLOM, P.C. 1030 S.W. Morrison Street Portland, OR 97205

CONFIRMATION NO. 1344
ABANDONMENT/TERMINATION
LETTER
\*OC000000015192410\*

Date Mailed: 02/16/2005

# NOTICE OF ABANDONMENT UNDER 37 CFR 1.53 (f) OR (g)

The above-identified application is abandoned for failure to timely or properly reply to the Notice to File Missing Parts (Notice) mailed on 02/26/2004.

No reply was received.

If a complete reply to the notice was previously filed by applicant within the time period set forth in the notice, applicant may request for reconsideration of the holding of abandonment within 2 months from the mailing of this notice of abandonment by filing a petition to withdraw the holding of abandonment under 37 CFR 1.181(a). No petition fee is required. The petition must be accompanied by a true copy of the originally filed reply and the item (s) identified in one of the following:

- 1. A properly itemized date-stamped postcard receipt (see MPEP § 503):
- 2. If the originally filed reply included a certificate of mailing or transmission in compliance with 37 CFR 1.8(a), a copy of the certificate of mailing or transmission and a statement in compliance with 37 CFR 1.8(b) (see MPEP §§ 512); or
- 3. If the reply was filed via Express Mail, a submission satisfying the requirements of 37 CFR 1.10(e) including, for example, a copy of the Express Mail mailing label showing the "date-in" (see MPEP § 513).

Any petition to withdraw the holding of abandonment should be directed to OIPE.

If applicant did not previously file a complete reply within the time period set forth in the notice, applicant may file a petition to revive the application under 37 CFR 1.137.

Under 37 CFR 1.137(a), a petition requesting the application be revived on the grounds of **UNAVOIDABLE DELAY** must be filed promptly after the applicant becomes aware of the abandonment and such petition must be accompanied by: (1) an adequate showing of the cause of unavoidable delay; (2) the required reply to the above-identified Notice; (3) the petition fee set forth in 37 CFR 1.17(i); and (4) a terminal disclaimer if required by 37 CFR 1.137(d). See MPEP § 711.03(c) and Form PTO/SB/61.

Under 37 CFR 1.137(b), a petition requesting the application be revived on the grounds of **UNINTENTIONAL DELAY** must be filed promptly after applicant becomes aware of the abandonment and such petition must be accompanied by: (1) a statement that the entire delay was unintentional; (2) the required reply to the above-identified Notice; (3) the petition fee set forth in 37 CFR 1.17(m); and (4) a terminal disclaimer if required by 37 CFR 1.137(d). See MPEP § 711.03(c) and Form PTO/SB/64.

Any questions concerning petitions to revive should be directed to the "Office of Petitions" at (703) 305-9282. Petitions should be mailed to: Mail Stop Petitions, Commissioner for Patents, P.O. Box 1450, Alexandria VA 22313-1450.

A copy of this notice <u>MUST</u> be returned with the reply.

Z- Moguss Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

Notice to File Corrected Application Papers; SEVEN sheets of formal drawings (comprising 7 figures); and return postcard TRADEMARK OFFICE OF THE FOLLOWING: Transmittal letter; Copy of RECEIPT IS HEREBY ACKNOWLEDGED BY THE U.S. PATENT AND

In re Patent Application of: Serial No.: David R. Oran and Daniel G. Wing

November 26, 2003

Filing Date:

METHOD AND APPARATUS FOR ANALYZING A MEDIA PATH IN A PACKET

SWITCHED NETWORK

Date Mailed:

April 26, 2004

Atty/Asst.:





PATENT APPLICATION Attorney's Do. No. 2705-311 Client Ref. No. 8353

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In repatent application of: David R. Oran and Daniel G. Wing

Serial No.

10/723,118

Examiner:

Not Yet Assigned

Filed:

November 26, 2003

Group Art Unit:

2151

For:

METHOD AND APPARATUS FOR ANALYZING A MEDIA PATH

IN A PACKET SWITCHED NETWORK

Conf. No.

1344

# TRANSMITTAL LETTER

Mail Stop Missing Parts Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Enclosed for filing in the above-referenced application are the following:

Copy of Notice to File Corrected Application Papers

SEVEN sheets of formal drawings (comprising 7 figures)

Any deficiency or overpayment should be charged or credited to deposit

account number 13-1703.

Customer No. 20575

Respectfully submitted,

MARGER JOHNSON & McCOLLOM, P.C.

Stephen S. Ford Reg. No. 35,139

MARGER JOHNSON & McCOLLOM, P.C. 1030 SW Morrison Street Portland, OR 97205 503-222-3613

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450 Alexandria, VA

22313-1450



UNITED STATES DEPARTMENT OF COMMERCE United States Patent and Trademark Office Address COMMISSIONER FOR PATENTS P.O. Dox 1450 Alexandra, Vignus 22313-1450

APPLICATION NUMBER

FILING OR 371 (c) DATE

FIRST NAMED APPLICANT

ATTORNEY DOCKET NUMBER

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11/26/2003

David R. Oran

2705-311

CONFIRMATION NO. 1344

MARGER JOHNSON & McCOLLOM, P.C. 1030 S.W. Morrison Street Portland, OR 97205 FORMALITIES LETTER
\*OCCO00000011979521\*

Date Mailed: 02/26/2004

#### NOTICE TO FILE CORRECTED APPLICATION PAPERS

#### Filing Date Granted

An application number and filing date have been accorded to this application. The application is informal since it does not comply with the regulations for the reason(s) indicated below. Applicant is given TWO MONTHS from the date of this Notice within which to correct the informalities indicated below. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

The required item(s) identified below must be timely submitted to avoid abandonment:

- Replacement drawings in compliance with 37 CFR 1.84 and 37 CFR 1.121 are required. The drawings submitted are not acceptable because:
  - The drawings have a line quality that is too light to be reproduced (weight of all lines and letters must be heavy enough to permit adequate reproduction) or text that is illegible (reference characters, sheet numbers, and view numbers must be plain and legible) see 37 CFR 1.84(I) and (p)(1)); See Figure(s) 3.

Replies should be mailed to:

Mail Stop Missing Parts

Commissioner for Patents

P.O. Box 1450

Alexandria VA 22313-1450

A copy of this notice <u>MUST</u> be returned with the reply.

Uto

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE